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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/825,869         | 04/16/2004             |                       | 0021-49 CON            |

Ernest D. Buff  
 Ernest D. Buff & Associates, LLC  
 231 Somerville Road  
 Bedminster, NJ 07921



CONFIRMATION NO. 8604  
 FORMALITIES LETTER



\*OC000000013084739\*

Date Mailed: 06/28/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

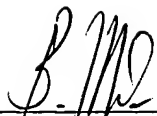
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

08/23/2004 BABRAHA1 00000021 10825869

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be 'B. M2', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No.: 0021-49 CON

PATENTS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Harold Edward Price      Group Art Unit: 2142  
Serial No.: 10/825,869      Examiner: N/A  
Filed: April 16, 2004  
For: **STREAMING MEDIA BUFFERING SYSTEM**  
Matter No.: 0021-49 CON

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Attn.:Mailstop Missing Parts

August 18, 2004

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILED UNDER 37 CFR 1.53 (b)**

***Filing Date Granted***

Sir:

In response to the Notice to File Missing Parts dated June 28, 2004, enclosed herewith is a copy of the original executed Declaration of the Inventor. Also enclosed are a copy of the Notice to File Missing Parts of Application, Check No. 2616, made payable to the Director of U.S. Patents and Trademarks in the amount of \$65.00 to cover the additional surcharge for a Small Entity, and a return address postcard for confirming receipt of the documents by the U.S. Patent and Trademark Office.

Should there be any questions, it is respectfully requested that the undersigned be contacted by telephone.

Respectfully submitted,

Harold Edward Price

Ernest D. Buff  
(His Attorney)  
Reg. No. 25,833  
(908) 901-0220

**Enclosures**

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Dated: August 18, 2004

**Certificate of Mailing by First Class Mail**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 18, 2004.



*Signature*

**Ernest D. Buff**  
*Attorney of Record*

**August 18, 2004**  
*(Date)*

0021-49 CON-MPRL